

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



Applicant : Takashi KATO                          Group Art Unit : 2817  
Appl. No. : 10/549,629                          Examiner: Not Yet Assigned  
I.A. Filed : March 22, 2004                          Confirmation No : 6063  
For : ORTHOGONAL MODULATION DEVICE, METHOD, PROGRAM,  
RECORDING MEDIUM, AND MODULATION DEVICE

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AMENDMENT  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir :

In accordance with the duty of disclosure under 37 C.F.R. § 1.56 and §§1.97-1.98, and supplemental to the Information Disclosure Statement filed on January 23, 2006, Applicant hereby submits a copy of a German Office Action, including an English language translation of the same, mailed March 6, 2006, with respect to patent family member German Patent Application No. 11 2004 000 516.7, in which the following documents were cited:

FINGER, "Digitale Signalstrukturen in der Informationstechnik", München, Oldenbourg Verlag, ISBN 3-486-29851-8, pages 127-132, 1985;  
GOISER, Alois M. J., "Handbuch der Spread-Spectrum-Technik", Wien, Springer Verlag, ISBN 3-211-83080-4, pages 114-115, 1998;

German Patent Publication No. DE 100 23 734, together with patent family member U.S. Patent No. 6,294,952; and

U.S. Patent No. 4,736,390.

Further to 37 C.F.R. §1.98 (a)(2)(ii), copies of the U.S. patents are not enclosed herewith. However, if any copies are needed, the Examiner is respectfully requested to contact the undersigned.

Applicant respectfully requests that the Examiner consider the above material and cite the same. Copies of the above-noted foreign documents are attached hereto, and all of the above-noted documents are listed on the attached PTO-1449 Form. The Examiner is requested to initial the appropriate spaces on the attached Form and to return a copy of the completed Form to Applicant with the next official communication in the present application.

Applicant notes that an Office Action on the merits has not issued in the present application, and thus no fee is believed necessary to ensure consideration of the submitted material.

Should the Examiner have any questions, the Examiner is invited to contact the undersigned at the below-listed telephone number.

Alan M. Lenkin  
Reg. #40063

Respectfully Submitted,  
Takashi KATO  
  
Bruce H. Bernstein  
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July 10, 2006  
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\*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.